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10
11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN FRANCISCO DIVISION**

14
15 CAROLYN S. LOCKETT,
16 Plaintiff,

17 v.

18 HARTFORD LIFE AND ACCIDENT
INSURANCE COMPANY,
19 Defendant.
20

Case No. 3:12-CV-02874-SC

**STIPULATION AND ORDER FOR
CONTINUANCE OF TRIAL AND
RELATED CASE MANAGEMENT
DATES BY 90 DAYS**

Trial Date:

Date: December 9, 2013
Time: 9:30 a.m.
Ctm: 1

HONORABLE SAMUEL CONTI

21
22 Plaintiff Carolyn S. Lockett and Defendant Hartford Life and Accident
23 Insurance Company ("Hartford"), by and through their respective counsel of record,
24 hereby stipulate and respectfully request that the Court continue the December 9,
25 2013 trial date in this matter (and all related case management dates) by 90 days.
26 The reasons for the request are as follows:

27 1. Defendant Hartford's motion for summary judgment or, in the
28 alternative, motion for summary adjudication was recently taken under submission

1 by the Court. The motion was originally set to be heard back in July. However,
 2 due to his knee surgery, Plaintiff's counsel asked that the hearing on the motion be
 3 postponed until August 9, 2013 and that he be given additional time to prepare his
 4 opposition papers. Hartford's counsel agreed to the continuance on the condition
 5 that if the motion was not decided by the Court at the time of the hearing, the
 6 parties would seek a 90-day continuance of the case management dates from the
 7 Court.

8 2. One of the reasons that Defendant Hartford brought its motion for
 9 summary judgment back in July was to try and avoid undertaking certain discovery
 10 and trial preparation that would be expensive and time consuming for all sides.
 11 However, given that its motion for summary judgment has been taken under
 12 submission, the parties will now have to proceed with that discovery and other
 13 preparation, and simply need additional time to complete it.

14 3. Finally, counsel for Hartford currently has another trial scheduled for
 15 December 5, 2013. Accordingly, a short 90-day continuance will help avoid any
 16 potential conflict between the two cases.

17 4. Therefore the parties respectfully request that the trial date in this case
 18 be moved from December 9, 2013 to March 10, 2014 or any date thereafter that is
 19 convenient for this Court's calendar. The parties further request that all remaining
 20 case management dates and discovery deadlines be continued 90 days as well.

21 IT IS SO STIPULATED.

22
 23 Dated: August 14, 2013

Law Offices of Laurence F. Padway

24
 25 By: /s/ Laurence F. Padway
[as approved on August 14, 2013]
 26 Laurence F. Padway
 27 Attorneys for Plaintiff
 Carolyn S. Lockett

1 Dated: August 14, 2013

Burke, Williams & Sorensen, LLP

2
3 By: /s/ Michael B. Bernacchi

4 Michael B. Bernacchi
5 Attorneys for Defendant
6 Hartford Life and Accident Insurance
7 Company

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9 **ORDER**

10 Upon consideration of the parties' stipulation, and good cause appearing, IT
11 IS HEREBY ORDERED that the trial, case management dates, and discovery
12 deadlines be continued in this case as follows:

13 (1) Jury Trial – from December 9, 2013 at 9:30 a.m. to

14 _____;

15 (2) Pre-Trial Conference – from November 8, 2013 at 10:00 a.m.

16 _____;

17 (3) Last day to hear motions – from October 25, 2013 at 10:00 a.m.

18 _____; and,

19 (4) Discovery Cut-off – from October 9, 2013 to

20 _____.

21 IT IS SO ORDERED.

22 Dated:

23 By: _____
24 Clerk of Court
25 Judge of the United States District Court

